

REGULAR CITY COUNCIL MEETING

APRIL 22, 1985

PRESENT

Grant S. Nielson	Mayor
Craig Greathouse	Council Member
Don Dafoe	Council Member
Ruth Hansen	Council Member
Gayle Bunker	Council Member
Neil Dutson	Council Member

ABSENT

None

OTHERS PRESENT

Jim Allan	City Manager
Dorothy Jeffery	City Recorder
Warren Peterson	City Attorney
Roger Young	Chief of Police
Norma Farnsworth	City Librarian
John Quick	City Engineer
Lloyd Burraston	Delta Airport

Mayor Nielson called the meeting to order at 7:00 p.m. Dorothy Jeffery, Delta City Recorder, acted as secretary. Mayor Nielson stated that notice of the meeting time, place and agenda were posted at the principal office of the governing body located at 76 North 200 West and was provided to the Millard County Chronicle Progress, the local radio station, KNAK, and to each member of the City Council by personal devliery two days prior to the meeting.

CHIEF ROGER YOUNG: BUSINESS LICENSE FOR WAGON WHEEL

Mayor Nielson asked Chief of Police Roger Young to address the issuance of a business license for the Wagon Wheel tavern.

Chief Young said that he has not received any information from Ray Oberhansley, owner of the Wagon Wheel, or Marilyn Hansen, manager of the Wagon Wheel, concerning Mike Oburn, Mr. Oberhansley's so-called silent partner. Chief Young said that Mr. Oberhansley has withdrawn his intent to have dancers perform at the Wagon Wheel.

Following discussion of the Wagon Wheel, Council Member Ruth Hansen MOVED to give notification that if all licensing requirements are not met by May 10th, the Wagon Wheel will be closed. Council Member Craig Greathouse

SECONDED the motion. Mayor Nielson asked if there were any further questions or comments regarding the motion. There being none, he called for a vote. The motion passed unanimously.

ATTORNEY WARREN PETERSON: DISCUSSION/APPROVAL OF LLOYD BURRSTON AIRPORT LEASE

Mayor Nielson asked Attorney Warren Peterson to review with the Council the airport lease requested by Lloyd Burraston.

Attorney Warren Peterson said that he does not have the legal description of the airport property to be leased.

Council Member Gayle Bunker MOVED to table discussion of the lease with Lloyd Burraston until the next Regular City Council Meeting. Council Member Don Dafoe SECONDED the motion. Mayor Nielson asked if there were any further questions or comments regarding the motion. There being none, he called for a vote. The motion passed unanimously.

ATTORNEY WARREN PETERSON: PROPOSED ORDINANCE VACATING WESTERNMOST 19.5 FEET OF 400 EAST STREET BETWEEN MAIN STREET AND SECOND NORTH

Mayor Nielson asked Attorney Warren Peterson to address the proposed ordinance regarding the vacation of a portion of 400 East Street. Attorney Warren Peterson presented a proposed ordinance for Council's consideration entitled:

ORDINANCE NO. 85-93

AN ORDINANCE PROVIDING FOR NARROWING OF A STREET BY VACATION OF THE WESTERNMOST 19.5 FEET OF THAT PORTION OF FOURTH EAST STREET LYING BETWEEN MAIN STREET AND SECOND NORTH STREET WITHIN THE CITY OF DELTA, UTAH, AND APPROVING EXECUTION AND DELIVERY OF DEEDS RELEASING CITY OWNERSHIP IN SAID VACATED PORTION.

After a brief discussion of the proposed ordinance, Council Member Don Dafoe MOVED to adopt Ordinance No. 85-93. Council Member Craig Greathouse SECONDED the motion. Mayor Nielson asked if there were any further comments or questions regarding the ordinance. There being none, he called for a roll call vote. The voting was as follows:

Council Member Craig Greathouse	Yes
Council Member Don Dafoe	Yes
Council Member Gayle Bunker	Yes
Council Member Ruth Hansen	Yes
Council Member Neil Dutson	Yes

Mayor Nielson then signed the ordinance and it was attested by Delta City Recorder Dorothy Jeffery.

COUNCIL MEMBER NEIL DUTSON: DISCUSSION/DECISION OF COUNTY BUILDING INSPECTOR AGREEMENT

Mayor Nielson asked Council Member Neil Dutson to address the subject of the Building Inspector Agreement between Delta City and Millard County.

Council Member Neil Dutson said that he had met with the Millard County Commissioners and they had discussed the building inspector agreement. Mr. Dutson said that the previous agreement had not required Millard County Building Inspector, Jerry Reagan, to read plans. He also said that Mr. Reagan can review building plans and will offer that service to Delta City.

Mayor Nielson assigned City Manager Jim Allan and Council Member Neil Dutson to make the needed changes in the building inspector contract. Mayor Nielson said that Delta City can now begin using the services of the Millard County Building Inspector.

City Recorder Dorothy Jeffery suggested that Mayor Nielson draft a letter notifying contractors to use Jerry Reagan for future inspections. It was decided that building permits would continue to be issued through the City Office.

Council Member Neil Dutson requested that a letter be submitted to Millard County requesting that the money be returned to Delta City that was paid to Millard County for the building permit for painting of the water tank and construction of the water services building at the Delta City Maintenance Yards.

STAN KOYLE, INTERMOUNTAIN POWER PROJECT (IPP): PRESENTATION OF THE BUDGET ADJUSTMENT DECISION FOR FISCAL YEAR OF 1985-1986

Mayor Nielson said that Stan Koyle of Intermountain Power Agency was not able to attend this meeting.

City Manager Jim Allan said that new data from Intermountain Power Project (IPP) shows a reduction in the Delta City population figures. This affects Impact Alleviation Agreement No. 47 only in the police department. Mr. Allan said that this year IPP was responsible for 66% of the police budget and that in fiscal year 1985-1986 IPP would be responsible for approximately 60% and would permit ten officers in the department.

CITY ATTORNEY WARREN PETERSON: DEED RELEASING INTEREST TO PROPERTY IN BLOCK 70

Mayor Nielson asked Attorney Warren Peterson to review with the Council a proposal to approve a deed releasing a possible interest to property in Block 70.

Attorney Warren Peterson said that this deed has been advertised as property in Block 70 but it should be listed as property in Block 71, therefore, no decision could be made.

Council Member Neil Dutson MOVED to table the request for a deed releasing a possible interest to property in Block 71. Council Member Gayle Bunker SECONDED the motion. Mayor Nielson asked if there were any further questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

COUNCIL MEMBER CRAIG GREATHOUSE: DISCUSSION OF ZONE CHANGE REQUEST IN DELTA ESTATES

Mayor Nielson asked Council Member Craig Greathouse to discuss with the Council the zone change request in Delta Estates.

Council Member Craig Greathouse said that Delta Estates would like to zone that area as Mobile Home Park and is willing to follow City procedures and meet with the Planning and Zoning Commission in order to proceed with this zone change.

It was decided that if there is not an ordinance for Mobile Home Subdivision Zone, the Council is agreeable in originating one. No further action was taken.

CHIEF ROGER YOUNG: APPROVAL FOR THE PURCHASE OF UTILITY VESTS FOR POLICE DEPARTMENT

Mayor Nielson asked Chief of Police Roger Young to discuss the request to purchase utility vests for the Police Department.

Chief Young described the utility vests that he would like to purchase for the Police Department. Chief Young said that the vests would be used for quick response purposes and the contents of the vests would be designed differently for each individual depending on their duties. Chief Young said that he would like to purchase eight vests and the cost of each vest would be approximately \$100.00.

Following further discussion of the vests, Council Member Craig Greathouse MOVED to table this item until more information could be obtained. Council Member Gayle Bunker SECONDED the motion. Mayor Nielson asked if there were any further questions or comments regarding the motion. There being none, he called for a vote. The motion passed unanimously.

CHIEF ROGER YOUNG: PURCHASE OF PAPER SHREDDER FOR POLICE DEPARTMENT

Mayor Nielson asked Chief Roger Young to discuss with the Council the request to purchase a paper shredder for the Police Department.

Chief Young said that the paper shredder he is requesting for the Police Department is heavy duty and cuts paper into 3/16" strips. He said that the items to be shredded include, but are not limited to, citations, incident reports, criminal history, etc. Chief Young said that the paper shredder could also be used by the other departments when needed. Council Member Don Dafoe said that he felt that a paper shredder is needed to destroy the many confidential papers that no longer need to be kept in the City files.

Following a brief discussion, Council Member Don Dafoe MOVED to approve purchas of a pepr shredder for the Police Department. Council Member Gayle Bunker SECONDED the motion. Mayor Nielson asked if there were any further questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

LIBRARIAN NORMA FARNSWORTH: REQUEST TO PURCHASE 352 BOOKS AT A COST OF APPROXIMATELY \$3,000.00

Mayor Nielson asked Librarian Norma Farnsworth to present her request to the Council for the purchase of books for the Library.

Norma Farnsworth, Delta City Librarian, said that she would like to purchase books for the summer reading program, and she would also like to purchase books that are most frequently requested by the public that are not available at the present time.

Following a brief discussion, Council Member Don Dafoe MOVED to authorize purchase of books for the library. Council Member Ruth Hansen SECONDED the motion. Mayor Nielson asked if there were any further comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

CITY ENGINEER JOHN QUICK: PAY ESTIMATE FOR INTERSTATE CONSTRUCTION

Mayor Nielson asked City Engineer John Quick to review with the Council the pay estimate for Interstate Construction Company on Sewer Improvement Project, Phase III.

Mr. Quick presented a complete review of the sewage lagoons and said that all the work has been completed on the lagoons except for warning signs that need to be posted on the fence surrounding the sewage lagoons. Mr. Quick said that he felt that the signs were the responsibility of Interstate Construction Company and \$5,000.00 should be held until the signs are posted. Mr. Quick said that he would verify whether the signs were Interstate Construction's or Delta City's responsibility.

Following further discussion of the pay estimates, Council Member Craig Greathouse MOVED to pay Interstate Construction Company \$128,734.20 to finalize their bill and to hold the check until John Quick checks on the warning signs. Council Member Don Dafoe SECONDED the motion. Mayor Nielson asked if there were any further questions or comments regarding the motion. There being none, he called for a vote. The motion passed unanimously.

ATTORNEY WARREN PETERSON: RESOLUTION AUTHORIZING CONDEMNATION OF PROPERTY FOR WIDENING 350 EAST STREET

Mayor Nielson asked Attorney Warren Peterson to present the proposed resolution authorizing condemnation of property for widening 350 East Street. Attorney Peterson presented a proposed resolution for Council's consideration entitled:

RESOLUTION NO. 85-126

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DELTA, UTAH, AUTHORIZING CONDEMNATION OF CERTAIN PROPERTY LOCATED WITHIN BLOCKS 64 AND 69 OF DELTA TOWNSITE, PLAT "A", AND AUTHORIZING PROSECUTION OF A CIVIL ACTION TO ACQUIRE SUCH PROPERTY BY EMINENT DOMAIN.

After a brief discussion of the proposed resolution, Council Member Don Dafoe MOVED to adopt Resolution No. 85-126. Council Member Craig Greathouse SECONDED the motion. Mayor Nielson asked if there were any further questions or comments regarding the resolution. There being none, he called for a roll call vote. The voting was as follows:

Council Member Craig Greathouse	Yes
Council Member Don Dafoe	Yes
Council Member Ruth Hansen	Yes
Council Member Gayle Bunker	Yes
Council Member Neil Dutson	Yes

Mayor Nielson then signed the resolution and it was attested by Delta City Recorder Dorothy Jeffery.

OTHER BUSINESS

There was a brief discussion of the new Post Office location at 300 East 100 South in Delta.

Council Member Craig Greathouse said that he would like to have the City Council meeting minutes for each meeting approved at the following City Council meeting.

Mayor Nielson asked if there were any further comments or questions or items to be discussed. There being none, Council Member Neil Dutson MOVED to adjourn the meeting. The motion was SECONDED by Council Member Gayle Bunker. The meeting was adjourned at 9:15 p.m.


GRANT S. NIELSON, Mayor

Attest:


DOROTHY JEFFERY
Delta City Recorder

MINUTES APPROVED: November 25, 1985